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Art Unit: 3693

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Warren E. Friess, et al.

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Jagdish N. Patel

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ON PRIMARY AND SECONDARY MARKETS

## VIA ELECTRONIC FILING SYSTEM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## **COMMUNICATION**

## SIR:

In response to the Notification of Non-Compliant Appeal Brief dated August 27, 2009, the time for responding being requested to be extended, in the above-referenced matter, applicant encloses herewith the following:

- Copy of Notice (1)
- Petition for Extension of Time (2)
- Appeal Brief (3)

Extension of time fees paid via EFT. (4)

Respectfully submitted,

Mark Montague, Reg. No. 36,612

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I certify that this correspondence is being transmitted via the Patent Electronic Filing System (EFS) October 19, 2009

to the United States Patent and Trademark Office on:

Date of Deposit

Mark Montague Attorney

Signature

October 19, 2009

Date of Signature

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 03-3415...